

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

MICHAEL CURTIS REYNOLDS,

Plaintiff

v.

WARDEN JANINE DONATE,
ET AL.,

Defendants

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CIVIL NO. 4:CV-06-1400

(Judge McClure)

ORDER

January 8, 2007

Background

Michael Curtis Reynolds (“Plaintiff”), an inmate presently confined in the Lackawanna County Prison, Scranton, Pennsylvania, initiated this pro se civil rights action pursuant to 42 U.S.C. § 1983. Service of the complaint was ordered.

Thereafter, a second complaint filed by Reynolds was consolidated into this action.

On August 2, 2006, Plaintiff filed a motion for summary judgment. See Record document no. 12. A review of the docket establishes that Plaintiff has not filed a brief in support of his motion. M.D. Pa. Local Rule 7.5. requires that a party who files a pretrial motion must submit a brief in support of said motion within ten (10) days of its being filed with the court. If a supporting brief is not timely filed, “such motion shall be deemed to be withdrawn.”

Since Reynolds has not filed a brief supporting his motion for summary judgment, his motion will be deemed withdrawn under Local Rule 7.5. Consequently,

IT IS HEREBY ORDERED THAT:

Plaintiff's motion for summary judgment (Record document no. 12)
is deemed withdrawn.

s/ James F. McClure, Jr.
JAMES F. McCLURE, JR.
United States District Judge